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UNITED STATES OF AMERICA
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11 UNITED STATES DISTRICT COURT

12 FOR THE CENTRAL DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,) CR No. 08-921(B)-GAF
14 Plaintiff,) GOVERNMENT'S PROPOSED
15 v.) STATEMENT OF THE CASE
16 MIKE OTERO,) TRIAL DATE: June 22, 2010
aka "Luis Lopez,") TRIAL TIME: 8:30 a.m.
17 Defendant.) COURTROOM: Roybal Rm. 740
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19)

20 Plaintiff United States of America, by and through its
21 attorney of record, Assistant United States Attorney Jennifer Y.

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1 Chou, hereby submits the government's proposed statement of the
2 case.

3 Dated: June 17, 2010

Respectfully submitted,

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5 ANDRÉ BIROTTE JR.
United States Attorney

6 CHRISTINE C. EWELL
7 Assistant United States Attorney
Chief, Criminal Division

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9 /s/
JENNIFER Y. CHOU
Assistant United States Attorney

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11 Attorneys for Plaintiff
United States of America

SUMMARY OF INDICTMENT

The Second Superseding Indictment (the "indictment") charges defendant Mike Otero, also known as "Luis Lopez," ("defendant") with executing a scheme to defraud several banks by submitting fraudulent loan applications. Specifically, the indictment alleges that defendant made false statements the following four loans:

1. On a loan application submitted on or about July 21, 2004, to obtain a mortgage on a residence on Paramount Boulevard in Downey, California, the defendant made false statements concerning his employer and his income. Defendant also stated that he used no aliases or other names. This loan was approved and ultimately held by IndyMac Bank.

2. On a loan application submitted on or about September 15, 2005, to refinance a residence on Benares Street in Downey, California, the defendant made false statements concerning his employer and his income. This loan was approved and held by CitiMortgage, Inc.

3. On a loan application submitted on or about October 12, 2005, for an equity line of credit secured by the residence on Benares Street in Downey, California, the defendant made false statements concerning his employer and his income. This loan was approved and held by Citibank.

4. On a loan application submitted on or about November 28, 2005, to obtain a mortgage on a residence on Haledon Avenue in Downey, California, the defendant made false statements concerning his employer and his income. Defendant also stated that he used no aliases or other names. This loan was approved

1 and ultimately held by Washington Mutual Bank, now called JP
2 Morgan Chase Bank.

3 The indictment also alleges that on July 25, 2008, the
4 defendant made a materially false statement to an agent of the
5 United States Secret Service.